

ERIN WALKER

06/13/08

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VERONICA GUTIERREZ,  
TIM FOX, ERIN WALKER and  
WILLIAM SMITH, as  
individual, and on behalf  
of all others similarly  
situated,

Plaintiffs,

Case No. CV-07-5923  
WHA (JCSx)

vs.

WELLS FARGO & COMPANY;  
WELLS FARGO BANK, N.A; and  
DOES 1 through 125,

Defendants.

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DEPOSITION OF ERIN WALKER

REDLANDS, CALIFORNIA

FRIDAY, JUNE 13, 2008

Reported By:  
PATRICIA Y. SCHULER  
RPR, CSR No. 11949

Job No. 89824

1 Q. He emailed you?

2 A. Yes.

3 Q. What did he say in the email?

4 A. He asked me if I was interested and sent me,  
5 like, a client -- whatever, agreement thing.

6 Q. Did you read that agreement?

7 A. Yes, I did.

8 Q. What did you do then?

9 A. I signed it and faxed it back, or emailed  
10 it.

11 Q. What did you understand that you were  
12 agreeing to do at that point?

13 A. I was going to be representing a class. At  
14 the time I don't know if there were other people  
15 representing as well. That might have been about it  
16 or a little more. I don't remember.

17 Q. Did you originally agree to be a member of a  
18 class in a different lawsuit other than the one we are  
19 here about today?

20 A. No.

21 Q. Were you aware that you had ever been  
22 suggested as a potential class representative in a  
23 different lawsuit?

24 A. No.

25 Q. What do you understand your role to be as a

1 class representative in a lawsuit?

2 A. To represent a class and make sure that the  
3 class as a whole is protected.

4 Q. How are you going to go about doing that?

5 A. With my counsel.

6 Q. Is there anything you expect that you will  
7 do?

8 A. I am not sure what there is that I can do  
9 except answer these questions and hope for a positive  
10 outcome.

11 Q. Anything else you expect to do?

12 A. Make sure that this does not happen to other  
13 people anymore.

14 Q. But is there anything else that you  
15 personally expect to do?

16 A. That I don't know.

17 Q. What is the "that" that you say you are  
18 going to make sure it does not happen to people  
19 anymore?

20 A. Excessive overdraft fees.

21 Q. What do you mean by "excessive overdraft  
22 fees"?

23 A. That which I am saying that excessive in the  
24 manner that they don't seem fair.

25 Q. In what way do they not seem fair?

1 I, the undersigned, a Certified Shorthand  
2 Reporter of the State of California, do hereby certify:


3 That the foregoing proceedings were taken  
4 before me at the time and place herein set forth; that  
5 any witnesses in the foregoing proceedings, prior to  
6 testifying, were duly sworn; that a record of the  
7 proceedings was made by me using machine shorthand  
8 which was thereafter transcribed under my direction;  
9 that the foregoing transcript is a true record of the  
10 testimony given.

11 Further, that if the foregoing pertains to  
12 the original transcript of a deposition in a Federal  
13 Case, before completion of the proceedings, review of  
14 the transcript [☒] was [☐] was not requested.

15 I further certify I am neither financially  
16 interested in the action nor a relative or employee  
17 of any attorney or party to this action.

18 IN WITNESS WHEREOF, I have this date  
19 subscribed my name.

20  
21 Dated: JUN 20 2008

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24 PATRICIA Y. SCHULER  
25 CSR No. 11949